



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.02.2025

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THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

W.P.No.5411 of 2025

Velu Pillai @ Velu

... Petitioner

Vs.

- 1.The District Collector,
District Collectorate,
Kallakurichi District.
- 2.District Revenue Officer,
District Revenue Office,
Kallakurichi District.
- 3.The Tahsildar,
Taluk Office,
Sankarapuram Taluk,
Kallakurichi District.
- 4.The Revenue Divisional Officer (Surveyor),
Taluk Office,
Sankarapuram Taluk,
Kallakurichi District.
- 5.Superintendent of Police,
Salem Main Road,
Inthili Village,
Kallakurichi (Taluk & District)



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6. Inspector of Police,
Katcheri Road,
Sankarapuram Road,
Kallakurichi District.

7. R. Govindan

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the 3rd respondent to consider the application bearing reference No.2024/0123/33/004586 which was registered on 03/12/2024 made by the petitioner to survey of the land located at Kallakuruchi District, Kallakurichi Town Panchayat, Mohur Village at Survey No.25/1A2 having extent of 1.33 cents, 66/14B measuring 0.15.5 cents, 66/15 measuring 0.25/.5 cents and 66/16 having 0.14 cents, with the assistance of 5th and 6th Respondents in case of any obstruction or interfering being created against effective discharge of duty by 3rd respondent.

For Petitioner : Mr.A.K.Rajaraman

For Respondents : Mr.M.R.Gokul Krishnan
Additional Government Pleader
for R1 to R4

Mr.V.J.Priyadarsana
Government Advocate
for R5 and R6

ORDER

This writ petition has been filed for issue of writ of mandamus directing the 3rd respondent to consider the application submitted by the petitioner on 03.12.2024,



wherein, the petitioner is seeking for the survey of the subject property and for demarcation of boundaries.

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2.Heard Mr.A.K.Ramarajan, learned counsel appearing on behalf of the petitioner, Mr.M.R.Gokulkrishnan, learned Additional Government Pleader appearing on behalf of respondents 1 to 4 and Mr.V.J.Priyadarsana, learned Government Advocate appearing on behalf of the 5th and 6th respondents.

3.The case of the petitioner is that the property originally belonged to one Pavadai. His legal heirs filed a suit in O.S.No.486 of 1989 seeking for the relief of partition. Ultimately, a final decree came to be passed and the properties were allotted to the respective sharers. Thereafter, the petitioner purchased the subject property through a registered Sale Deed dated 23.09.1997. The petitioner wanted to fix the boundaries in order to avoid any future disputes and to seek for the issuance of a separate patta in the name of the petitioner. Accordingly, an application was submitted on 03.12.2024 and since, the same was not acted upon, the present writ petition has been filed before this Court.

4.Taking into consideration the facts and circumstances of the case and considering the materials placed before this Court and the nature of grievance that has



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been expressed by the petitioner, there shall be a direction to the 3rd respondent to act upon the application submitted by the petitioner on 03.12.2024 and conduct the survey based on the final decree that has been passed in O.S.No.486 of 1989 and the Sale Deed that has been executed in favour of the petitioner dated 23.09.1997 and demarcate the boundaries. This survey shall be conducted in the presence of the other interested parties in order to avoid any future dispute. If any law and order problem is created, the 6th respondent shall provide police protection. This process shall be completed by the 3rd respondent, within a period of four weeks from the date of receipt of copy of this order.

5.This writ petition is disposed of with the above directions. No Costs.

20.02.2025

Internet : Yes
Index : Yes
Speaking Order / Non Speaking Order
ssr

To

1.The District Collector,
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Kallakurichi District.

2.District Revenue Officer,
District Revenue Office,
Kallakurichi District.



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3. The Tahsildar,
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Sankarapuram Taluk,
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4. The Revenue Divisional Officer (Surveyor),
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Sankarapuram Taluk,
Kallakurichi District.

5. Superintendent of Police,
Salem Main Road,
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6. Inspector of Police,
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N. ANAND VENKATESH, J.

SSR

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